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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA  
 ex rel. PEGGY THORNTON, Relator,

and

PEGGY THORNTON,

Plaintiffs,

vs.

PORTOLA DEL SOL OPERATOR, LLC,  
 14 a foreign limited-liability company;  
 TMIF II PORTOLA, LLC, a foreign limited-  
 15 liability company; APARTMENT  
 MANAGEMENT CONSULTANTS, LLC,  
 16 a foreign limited liability company, and  
 RENE RICHARDSON, as AGENT of  
 17 PORTOLA DEL SOL OPERATOR, LLC.,

Defendants.

Case No.: 2:21-cv-01123-APG-BNW

**STIPULATION AND ORDER TO  
 EXTEND DEADLINE FOR TMIF  
 PORTOLA, LLC TO FILE REPLY IN  
 SUPPORT OF MOTION TO DISMISS  
 FOR FAILURE TO STATE A CLAIM  
 FOR RELIEF [ECF 38] AND  
 APARTMENT MANAGEMENT  
 CONSULTANTS, LLC TO FILE  
 RESPONSIVE PLEADING TO  
 COMPLAINT**

**[First Request]**

Defendants TMIF II Portola, LLC (“TMIF”) and Apartment Management Consultants, LLC  
 (“AMC”) and Plaintiff Peggy Thornton (“Thornton”), by and through their attorneys, hereby agree,  
 stipulate, and respectfully request that the Court extend the deadline for TMIF to file the Reply in  
 Support of its Motion to Dismiss for Failure to State a Claim for Relief (“Reply”) from May 25, 2023,  
 up to and including June 8, 2023, and to extend the deadline for AMC to file its responsive pleading  
 to Thornton’s Complaint (“Complaint”) from May 25, 2023, up to and including June 8, 2023.

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1 This is the first joint request whereby TMIF requests additional time to file its Reply in  
 2 Support of its Motion to Dismiss, and AMC's request additional time to extend the deadline to file its  
 3 responsive pleadings to Thornton's Complaint.<sup>1</sup> This joint request for an extension of time is not  
 4 intended to cause any undue delay or prejudice to any party.

5 In support of this Stipulation, the parties state as follows:

6 1. On June 14, 2021, Thornton filed this action under seal in the United States District  
 7 Court for the District of Nevada, asserting a single claim for alleged violations of the False Claims  
 8 Act. (ECF No. 1).

9 2. The parties thereafter *separately* agreed to extend the deadlines for TMIF and AMC  
 10 to respond to Thornton's Complaint.

11 3. On March 23, 2023, TMIF filed its Motion to Dismiss for Failure to State a Claim for  
 12 Relief. (ECF No. 38).

13 4. On April 6, 2023, Thornton filed her Opposition to TMIF's Motion to Dismiss for  
 14 Failure to State a Claim for Relief ("Opposition"). (ECF No. 42).

15 5. To date, AMC has not responded to Thornton's Complaint.

16 6. AMC and TMIF are discussing the possibility of a potential global resolution of this  
 17 matter and need additional time to determine the feasibility of a global resolution.

18 7. This is TMIF and AMC's first joint request to for an extension of time to respond to  
 19 the parties' respective pleadings. This request is in good faith and not for the purposes of delay, and  
 20 the requested extension will not prejudice any party.

21 8. The parties stipulate and request that the Court extend the deadline for TMIF to file  
 22 the Reply in Support of its Motion to Dismiss for Failure to State a Claim for Relief from May 25,  
 23 2023, up to and including June 8, 2023.

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 27 <sup>1</sup> Separately, TMIF has made two other requests to file its Reply. *See* ECF Nos. 45 and 47.  
 28 Similarly, AMC made six separate requests to extend the deadline to file its responsive pleading.  
*see* ECF Nos. 22, 24, 36, 40, 43, and 49.

9. The parties further stipulate and request that the Court extend the deadline for AMC to file its responsive pleading to Thornton's Complaint from May 25, 2023, up to and including June 8, 2023.

Therefore, the parties hereby stipulate to extend the deadline for TMIF to file the Reply from May 25, 2023, up to and including June 8, 2023, and to extend the deadline for AMC to file its responsive pleading to Thornton's Complaint from May 25, 2023, up to and including June 8, 2023.

DATED this 22nd day of May, 2023.

NEVADA LEGAL SERVICES, INC.

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**IT IS SO ORDERED.**

  
UNITED STATES DISTRICT JUDGE

DATED: May 23, 2023